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# GOVERNMENT GAZETTE

## BOLETIM OFICIAL

### GOVERNMENT OF GOA, DAMAN AND DIU

Secretariat

Law Department

#### Notification

The following Notification of Major Port Trust Act, 1963 is hereby published for general information.

S. Balakrishnan, Law Secretary.

Panjim, 1st July, 1964.

### GOVERNMENT OF INDIA

#### MINISTRY OF TRANSPORT

(Transport Wing)

New Delhi, 22nd June, 1964

#### Notification

Ports

G. S. R. — In exercise of the powers conferred by sub-section (3) of Section 1 of the Major Port Trusts Act, 1963 (38 of 1963), the Central Government hereby applies the provisions of the said Act to the major port of Mormugão with effect from the 1st July, 1964.

(No. 7-PG(6)/64)

R. RANGARAJAN

Under Secretary to the Government of India.

#### Notification

The following Act of Parliament which received the assent of the President on the 20th June, 1964 is republished for general information.

S. Balakrishnan, Law Secretary.

Panjim, 29th June, 1964.

### THE CONSTITUTION (SEVENTEENTH AMENDMENT) ACT, 1964

*An Act further to amend the Constitution of India*

BE it enacted by Parliament in the Fifteenth Year of the Republic of India as follows: —

Short title. 1. This Act may be called the Constitution (Seventeenth Amendment) Act, 1964.

2. In article 31A of the Constitution, —

(i) in clause (1), after the existing proviso, the following proviso shall be inserted, namely: —

“Provided further that where any law makes any provision for the acquisition by the State of any estate and where any land comprised therein is held by a person under his personal cultivation, it shall not be lawful for the State to acquire any portion of such land as is within the ceiling limit applicable to him under any law for the time being in force or any building or structure standing thereon or appurtenant thereto, unless the law relating to the acquisition of such land, building or structure, provides for payment of compensation at a rate which shall not be less than the market value thereof”;

(ii) in clause (2), for sub-clause (a), the following sub-clause shall be substituted and shall be deemed always to have been substituted, namely: —

“(a) the expression “estate” shall, in relation to any local area, have the same meaning as that expression or its local equivalent has in the existing law relating to land tenures in force in that area and shall also include —

(i) any *jagir*, *inam* or *muafi* or other similar grant and in the States of Madras and Kerala, any *janmam* right;

(ii) any land held under ryotwari settlement;

(iii) any land held or let for purposes of agriculture or for purposes ancillary thereto, including waste land, forest land, land for pasture or sites of buildings and other structures occupied by cultivators of land, agricultural labourers and village artisans';

Amend-  
ment of  
Ninth  
Schedule.

3. In the Ninth Schedule to the Constitution, after entry 20, the following entries shall be added, namely: —

- "21. The Andhra Pradesh Ceiling on Agricultural Holding Act, 1961 (Andhra Pradesh Act X of 1961).
22. The Andhra Pradesh (Telangana Area) Tenancy and Agricultural Lands (Validation) Act, 1961 (Andhra Pradesh Act XXI of 1961).
23. The Andhra Pradesh (Telangana Area) Ijara and Kowli Land Cancellation of Irregular Pattas and Abolition of Concessional Assessment Act, 1961 (Andhra Pradesh Act XXXVI of 1961).
24. The Assam State Acquisition of Lands Belonging to Religious or Charitable Institution of Public Nature Act, 1959 (Assam Act IX of 1961).
25. The Bihar Land Reforms (Amendment) Act, 1953 (Bihar Act XX of 1954).
26. The Bihar Land Reforms (Fixation of Ceiling Area and Acquisition of Surplus Land) Act, 1961 (Bihar Act XII of 1962), (except section 28 of this Act).
27. The Bombay Taluqdari Tenure Abolition (Amendment) Act, 1954 (Bombay Act I of 1955).
28. The Bombay Taluqdari Tenure Abolition (Amendment) Act, 1957 (Bombay Act XVIII of 1958).
29. The Bombay Inams (Kutch Area) Abolition Act, 1958, (Bombay Act XCVIII of 1958).
30. The Bombay Tenancy and Agricultural Lands (Gujarat Amendment) Act, 1960 (Gujarat Act XVI of 1960).
31. The Gujarat Agricultural Lands Ceiling Act, 1960 (Gujarat Act XXVII of 1961).
32. The Sagbara and Mehwassi Estates (Proprietary Rights Abolition, etc.) Regulation, 1962 (Gujarat Regulation I of 1962).
33. The Gujarat Surviving Alienations Abolition Act, 1963 (Gujarat Act XXXIII of 1963), except in so far as this Act relates to an alienation referred to in sub-clause (d) of clause (3) of section 2 thereof.
34. The Maharashtra Agricultural Lands (Ceiling on Holdings Act, 1961 (Maharashtra Act XXVII of 1961).
35. The Hyderabad Tenancy and Agricultural Lands (Reenactment, Validation and Further Amendment) Act, 1961 (Maharashtra Act XLV of 1961).
36. The Hyderabad Tenancy and Agricultural Lands Act, 1950 (Hyderabad Act XXI of 1950).
37. The Jenmikaram Payment (Abolition) Act, 1960 (Kerala Act III of 1961).
38. The Kerala Land Tax Act, 1961 (Kerala Act XIII of 1961).
39. The Kerala Land Reforms Act, 1963 (Kerala Act I of 1964).
40. The Madhya Pradesh Land Revenue Code, 1959 (Madhya Pradesh Act XX of 1959).
41. The Madhya Pradesh Ceiling on Agricultural Holdings Act, 1960 (Madhya Pradesh Act XX of 1960).
42. The Madras Cultivating Tenants Protection Act, 1955 (Madras Act XXV of 1955).
43. The Madras Cultivating Tenants (Payment of Fair Rent) Act, 1956 (Madras Act XXIV of 1956).
44. The Madras Occupants of Kudiyruppu (Protection from Eviction) Act, 1961 (Madras Act XXXVIII of 1961).
45. The Madras Public Trusts (Regulation of Administration of Agricultural Lands) Act, 1961 (Madras Act LVII of 1961).
46. The Madras Land Reforms (Fixation of Ceiling on Land) Act, 1961 (Madras Act LVIII of 1961).
47. The Mysore Tenancy Act, 1952 (Mysore Act XIII of 1952).
48. The Coorg Tenants Act, 1957 (Mysore Act XIV of 1957).
49. The Mysore Village Offices Abolition Act, 1961 (Mysore Act XIV of 1961).
50. The Hyderabad Tenancy and Agricultural Lands (Validation) Act, 1961 (Mysore Act XXXVI of 1961).
51. The Mysore Land Reforms Act, 1961 (Mysore Act X of 1962).

52. The Orissa Land Reforms Act, 1960 (Orissa Act XVI of 1960).
53. The Orissa Merged Territories (Village Offices Abolition) Act, 1963 (Orissa Act X of 1963).
54. The Punjab Security of Land Tenures Act, 1953 (Punjab Act X of 1953).
55. The Rajasthan Tenancy Act, 1955 (Rajasthan Act III of 1955).
56. The Rajasthan Zamindari and Biswedari Abolition Act, 1959 (Rajasthan Act VIII of 1959).
57. The Kumaun and Uttarakhand Zamindari Abolition and Land Reforms Act, 1960 (Uttar Pradesh Act XVII of 1960).
58. The Uttar Pradesh Imposition of Ceiling on Land Holdings Act, 1960 (Uttar Pradesh Act I of 1961).
59. The West Bengal Estates Acquisition Act, 1953 (West Bengal Act I of 1954).
60. The West Bengal Land Reforms Act, 1955 (West Bengal Act X of 1956).
61. The Delhi Land Reforms Act, 1954 (Delhi Act VIII of 1954).
62. The Delhi Land Holdings (Ceiling) Act, 1960 (Central Act 24 of 1960).
63. The Manipur Land Revenue and Land Reforms Act, 1960 (Central Act 33 of 1960).
64. The Tripura Land Revenue and Land Reforms Act, 1960 (Central Act 43 of 1960).

*Explanation.*—Any acquisition made under the Rajasthan Tenancy Act, 1955 (Rajasthan Act III of 1955), in contravention of the second proviso to clause (1) of article 31A shall, to the extent of the contravention, be void”.

#### Notification

In exercise of powers conferred by sub-section (2) of section 3 of the Goa, Daman and Diu (Laws) No. 2, Regulation 1963, the Lieutenant Governor hereby appoints the 10th July 1964 as the date on which the provisions of the Act mentioned in the Schedule below shall come into force in the Union Territory of Goa, Daman and Diu.

#### SCHEDULE

The Cinematograph Act 1952.

By order and in the name of the Lieutenant Governor of Goa, Daman and Diu.

S. Balakrishnan, Law Secretary.

Panjim, 18th May, 1964

## Information and Tourist Department

### Historical Archives of Goa

Rules regulating Historical Research among the records in the Custody of the Directorate of Historical Archives of Goa, Daman and Diu—Panjim, Goa

(1) These rules govern access to all records up to 1920 in the custody of Directorate of Historical Archives of Goa and will come into force forthwith. A student desiring to consult records may apply through the Director of Archives to Government for permission to inspect them.

(2) The Record Office is open daily, excepting Sundays and holidays. Hours of admission are from 11-00 a. m. to 4 p. m.

(3) A person wishing to examine records should fill in the form (Form I appended) prescribed for the purpose giving the necessary particulars. The Director of Archives may at his discretion require a researcher to produce any satisfactory proof of the *bona fides* of the researcher that may be considered necessary.

(4) Government reserves to itself the right to refuse or to modify any application.

(5) Inspection is allowed only in the Record Office itself.

(6) Detailed list of excerpts taken from records should be filled up by the researcher from time to time in the prescribed form (Form II appended).

(7) All extracts taken from the records must be submitted to the Director through the Historical Archivist, on the same day they are taken with a list of documents from which excerpts have been taken, in the form mentioned in rule 6 above. Such of them as the Director consider unobjectionable, will be released.

No note or transcription shall be removal from the Record Office without the permission of the Director.

(8) It is a condition of the grant of permission to examine records, that any person who publishes a work based on those records shall deposit one copy of his work in the Record Office as soon as it is published.

(9) Permission to inspect the records shall remain valid only for two months from the date from which it is granted. If the permission is not availed of or if the inspection of records is not completed within this period, a further application shall be necessary for permission to inspect or continue to inspect the records as the case may be.

(10) A separate slip shall clearly be written and signed by every person for each paper or volume he requires before any record can be produced. The slip will be returned when records are handed over to an official of the Record Office.

So long as a borrower's slip remains in the possession of the Record Office staff, the research worker concerned will be held responsible for the volume indicated on the slip.

(11) No person may, without the Director's permission have more than two volumes of records in his possession at one time.

(12) No person may lean on any of the volumes or put one on top of another or place upon them the paper on which he or she is writing. To avoid ink

being spilt on records, the use of an ink-stand will not be allowed. A research student may use his own type-writer, in taking notes from records, if other working in the Research Room do not object to this.

Research students are requested to take every care of the records in their possession and to see that they are not damaged in any way. They are further requested to bring to the immediate notice of the Record Office staff fragile document, so that prompt repairs can be done.

(13) No sort of mark by pen, pencil etc., may be made on any record. Tracing is not permitted.

(14) Silence shall be maintained in the Research Room. Smoking is prohibited, and no person may chew pan or other like substances while working in the Research Room, not may be place any articles of food on tables meant for keeping records, documents or others papers. No umbrellas, sticks or bags shall be taken into the Record Office.

(15) The Director of Archives is empowered to exclude persons from the Record Office for -4-

- (i) wilful breach of the foregoing rules and regulations;
- (ii) persistent disregard of the Officers authority;
- (iii) damage of any sort to any records belonging to the Government of Goa, Daman and Diu;
- (iv) language, conduct, habits, dress or anything else offensive, or likely to cause offence to other occupants of the Record Office.

By order and in the name of the Administrator  
of the Union Territory of Goa, Daman and  
Diu.

P. J. Fernandes  
Chief Secretary

Panjim, 26th June, 1964.

## FORM No. 1

**Form of application for admission to the Research Room of Historical Archives of Goa, Daman and Diu**

To

Director of Historical Archives of Goa, Daman and Diu  
— Panjim — Goa.

Sir,

I beg to apply for permission to research in the Records of Historical Archives of Goa. I promise to comply with the rules and conditions in force there.

1. Name (in Block Letters) ...
2. Degrees ...
3. Designation ...
4. Profession ...

5. Domicile ...
6. Address, in Goa...
- 6a. Permanent Address ...
7. Subject of Research ...
8. Purpose of Search (e.g., for Ph.D degree, etc.) ...
9. Period for which admission is sought for ...
10. Particulars of records to be consulted ...

	Department	Period	Remarks
1.			
2.			
3.			
4.			
Date:	(Signature)		

(To be filled in by the person recommending  
the application).

1. \* Recommended by (Name in Block Letters) ...
2. Profession...
3. Address ...

Date: \_\_\_\_\_ (Signature) \_\_\_\_\_

\* The application should be recommended by the Head of a Research Institute or a Research Scholar or eminence. No recommendation is necessary in case of members of the Indian Historical Records Commission and Professors or Readers of recognised Universities.

## FORM III

Date and number of consultation.	Particulars of the excerpts.	Remarks
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Directorate of Historical Archives of Goa, Daman and  
Diu — Panjim — Goa

### FORM OF UNDERTAKING

iPanjim, dated the ...

Name: \_\_\_\_\_

Postal Address:

No. and date of grant of permission:

**Subject and period of Research:**

Approximate date of submission of thesis or work:

I hereby give an undertaking that —

- (1) the substance only of what is gathered from a perusal of the records will be made use of for the purpose of my work or thesis;
- (2) that no copies or extracts from the records will be taken without the permission of the Director of Archives, Panjim—Government of Goa, Daman and Diu; and
- (3) that I will deposit a copy of my thesis or work in the Directorate of Historical Archives of Goa, Daman and Diu—Panjim—Goa, as soon as it is printed or typed, simultaneously with the submission of the thesis to the University of

(Signature)

*N. B.* — The extracts, in duplicate, should be submitted to the Director of Archives, Panjim, Goa, through the Historical Archivist, with a list in prescribed Form No. II, of documents from which they have been taken.